

Plaintiffs' Exhibit GG

SUSAN MARGULIS

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

SIERRA BOUCHER, LILY ENGBRECHT,
NATASSIA TUHOVAK, HANNAH WHELAN, and
CASSIDY WOOD,

Plaintiffs,

- against -

Case No.
1:22-cv-00381-CCR

TRUSTEES OF CANISIUS COLLEGE,

Defendant.

Examination before trial of **SUSAN**
MARGULIS, Defendant, taken pursuant to the Federal
Rules of Civil Procedure, in the offices of JACK W.
HUNT & ASSOCIATES, INC., 1120 Liberty Building,
Buffalo, New York, on September 19, 2024,
commencing at 12:00 p.m., before MEGAN TITUS,
Notary Public.

JACK W. HUNT & ASSOCIATES, INC.

12:24:18 1 Q. How many people were in the room
12:24:21 2 approximately?

12:24:21 3 A. I don't know. Maybe 30.

12:24:23 4 Q. Is it an obligation for you to attend
12:24:30 5 annual trainings of the sexual misconduct policy at
12:24:35 6 Canisius?

12:24:36 7 A. Yes, either in person or online.

12:24:38 8 Q. And who did you have to report your
12:24:41 9 attendance to once you completed the training on
12:24:45 10 sexual misconduct?

12:24:46 11 A. Human resources tracks that.

12:24:48 12 Q. Is there a specific person in human
12:24:51 13 resources?

12:24:52 14 A. I don't know.

12:24:52 15 Q. Okay. Do you receive a certificate or
12:24:55 16 some other paper once you've completed the
12:25:00 17 training?

12:25:00 18 A. I don't recall.

12:25:00 19 Q. Do you have any obligations as a
12:25:03 20 faculty member under the sexual misconduct policy
12:25:06 21 at Canisius?

12:25:07 22 A. Yes.

12:25:07 23 Q. What is your obligation?

12:25:09 1 **A.** I am a mandatory reporter.

12:25:11 2 **Q.** What does that mean?

12:25:12 3 **A.** It means if someone comes to me with an
12:25:16 4 allegation of sexual misconduct, I am obligated to
12:25:19 5 report that.

12:25:20 6 **Q.** Who do you have to report that to?

12:25:22 7 **A.** There's a Bias report button on our
12:25:28 8 internal portal or depending on the situation, the
12:25:33 9 Title IX coordinator or human resources.

12:25:36 10 **Q.** Okay. So has your obligations as a
12:25:46 11 mandatory reporter under the sexual misconduct
12:25:53 12 policy at Canisius, has that changed over time?

12:25:55 13 **A.** I'm not sure what you mean.

12:25:56 14 **Q.** Well, you told me that there's -- for
12:26:01 15 example, you can make the report using the Bias
12:26:03 16 report button, correct?

12:26:06 17 **A.** Mm-hmm.

12:26:07 18 **Q.** Yes?

12:26:07 19 **A.** Yes. Sorry.

12:26:08 20 **Q.** And has the Bias report button always
12:26:13 21 existed?

12:26:14 22 **A.** I don't think so.

12:26:15 23 **Q.** Okay. So when it didn't exist, then

12:26:17 1 what was your obligation under -- as a mandatory
12:26:22 2 reporter under the sexual misconduct policy?

12:26:32 3 **MR. D'ANTONIO:** Objection to form.

12:26:33 4 **THE WITNESS:** To contact the Title IX
12:26:36 5 coordinator or human resources.

12:26:40 6 **BY MS. NANAU:**

12:26:40 7 **Q.** Okay. Has there ever been a time when
12:26:43 8 you have exercised your duties as a mandatory
12:26:49 9 reporter under the sexual misconduct policy at
12:26:53 10 Canisius?

12:26:53 11 **A.** Yes.

12:26:53 12 **Q.** And can you tell me about that time or
12:26:55 13 times when you have reported complaints to -- or
12:27:02 14 rather by using the Bias reporter button or
12:27:07 15 reporting directly to the Title IX coordinator or
12:27:10 16 HR?

12:27:10 17 **A.** I had a student who was once sexually
12:27:14 18 assaulted at a party. And I reported that
12:27:17 19 immediately to the Title IX coordinator, as did the
12:27:20 20 student.

12:27:20 21 **Q.** And when was that?

12:27:21 22 **A.** 2016 or '17.

12:27:26 23 **Q.** Okay. Any other reports?

12:27:30 1 **A.** When a student came to me with concerns
12:27:34 2 about experiences in -- in India, I reported that
12:27:38 3 as well to human resources.

12:27:40 4 **Q.** Okay. And with regard to this report,
12:27:47 5 was the student on a Canisius Ambassadors For
12:27:56 6 Conservation trip with Dr. Noonan in India?

12:27:59 7 **A.** Yes.

12:27:59 8 **Q.** And who was that student?

12:28:01 9 **A.** It's not one of the students on the
12:28:03 10 lawsuit.

12:28:03 11 **Q.** I understand.

12:28:04 12 **A.** [REDACTED]

12:28:07 13 **Q.** Okay. Did you -- do you recall what
12:28:14 14 Abigail Robinson told you?

12:28:18 15 **A.** She told me that there were some events
12:28:22 16 that were very concerning, that Dr. Noonan was rude
12:28:25 17 to local people and guides, that he would yell a
12:28:33 18 lot at students to the point of making one of them
12:28:37 19 cry. She did not go into details, but said there
12:28:42 20 were concerning things that happened.

12:28:44 21 **Q.** And how did you respond to

12:28:48 22 [REDACTED]

12:28:49 23 **A.** I urged her to report it. And I

12:28:52 1 contacted human resources.

12:28:55 2 Q. Is there a specific person in human
12:28:58 3 resources that you contacted regarding
12:29:02 4 Ms. Robinson's concerns?

12:29:04 5 A. I believe it was Linda Walleshauser.

12:29:06 6 Q. Okay. Who -- who was Ms. Walleshauser
12:29:12 7 at that time?

12:29:12 8 A. She was the VP for human resources.
12:29:15 9 And she may have also been the interim Title IX
12:29:19 10 coordinator. I don't recall.

12:29:19 11 Q. Okay. When you met with [REDACTED]
12:29:23 12 did you take any notes?

12:29:24 13 A. No.

12:29:24 14 Q. Is there any reason why?

12:29:26 15 A. When I'm having a conversation with
12:29:29 16 students, I don't usually take notes unless it's
12:29:33 17 about advising.

12:29:34 18 Q. Okay. Did you memorialize your meeting
12:29:38 19 with Ms. Robinson in any other way?

12:29:40 20 A. I did later on include that in a sort
12:29:43 21 of summary of events at that time.

12:29:45 22 Q. Okay. Other than the sexual assault
12:29:50 23 that you reported in 2016-2017, that we've

12:29:54 1 discussed and [REDACTED] complaint regarding
12:29:58 2 the India trip, any other complaints that you
12:30:02 3 reported to Title IX -- the Title IX office or
12:30:05 4 human resources pursuant to your duties as a
12:30:09 5 mandatory reporter?

12:30:13 6 **A.** No.

12:30:13 7 **Q.** Okay. Have you ever been subjected to
12:30:18 8 any misconduct by Dr. Noonan?

12:30:20 9 **A.** No.

12:30:20 10 **Q.** Okay. Dr. Noonan stopped being the
12:30:24 11 chair of the ABEC department in 2016, correct?

12:30:28 12 **A.** Yes.

12:30:29 13 **Q.** And then, you became the chair,
12:30:31 14 correct?

12:30:31 15 **A.** Yes.

12:30:31 16 **Q.** Is there a reason why Dr. Noonan was no
12:30:34 17 longer the chair in 2016?

12:30:36 18 **A.** I believe he was chair of the faculty
12:30:40 19 senate, which took a lot of time. And chairs
12:30:43 20 usually do rotate.

12:30:44 21 **Q.** To become chair of the ABEC department,
12:30:50 22 one has to be voted by your colleagues to that
12:30:55 23 position, correct?

12:35:34 1 **A.** Not that I'm aware of.

12:35:40 2 **Q.** You had a colleague by the name of
12:35:44 3 Dr. Paul Waldau in the ABEC department, correct?

12:35:47 4 **A.** Yes.

12:35:47 5 **Q.** How did you get along with Dr. Waldau?

12:35:51 6 **A.** Just fine.

12:35:52 7 **Q.** Okay. Are you aware that Dr. Waldau
12:36:00 8 informed Dr. Noonan that he was not to try to hug
12:36:03 9 his colleagues in the ABEC department?

12:36:06 10 **A.** No.

12:36:07 11 **MR. D'ANTONIO:** Objection to form.

12:36:09 12 **THE WITNESS:** No.

12:36:09 13 **BY MS. NANAU:**

12:36:11 14 **Q.** Are you aware that Dr. Waldau made a
12:36:14 15 complaint to the Title IX office regarding
12:36:18 16 Dr. Noonan's misconduct with a student named

12:36:23 17

12:36:25 18 **MR. D'ANTONIO:** Objection to form.

12:36:26 19 **THE WITNESS:** No.

12:36:27 20 **BY MS. NANAU:**

12:36:28 21 **Q.** Prior to Ms. Walleshauser being the
12:36:32 22 interim Title IX coordinator, Terri Mangione was
12:36:37 23 the Title IX coordinator; is that true?

12:36:40 1 **A.** I believe so.

12:36:40 2 **Q.** Okay. Did Dr. Waldau ever tell you
12:36:43 3 that he made a complaint to Ms. Mangione regarding
12:36:48 4 Dr. Noonan?

12:36:49 5 **A.** No.

12:36:49 6 **Q.** How often did you talk to Dr. Waldau?

12:36:54 7 **A.** He was usually on campus only a couple
12:36:57 8 of days a week. During department meetings maybe.

12:37:01 9 **Q.** Okay. And Dr. Waldau -- did he teach
12:37:05 10 undergraduate classes or was it only graduate
12:37:08 11 classes in the anthrozoology master's program?

12:37:12 12 **A.** He taught both.

12:37:15 13 **Q.** Okay. Did there come a time when a
12:37:31 14 student at Canisius by the name of Natassia Tuhovak
12:37:37 15 came to you to complain about Dr. Noonan's conduct?

12:37:40 16 **MR. D'ANTONIO:** Objection to form.

12:37:42 17 **THE WITNESS:** She came to talk to me. It
12:37:44 18 wasn't about his conduct.

12:37:46 19 **BY MS. NANAU:**

12:37:46 20 **Q.** Okay. What was the meeting about?

12:37:48 21 **A.** She wanted to leave his research team
12:37:52 22 because she was too overwhelmed. She was a triple
12:37:55 23 major. She was overwhelmed with school work. And

12:38:00 1 she was concerned about how he would react.

12:38:03 2 Q. Okay. And what did you tell

12:38:09 3 Ms. Tuhovak in response to her concerns that she
12:38:13 4 raised regarding Dr. Noonan?

12:38:15 5 A. I told her a lot of students leave
12:38:18 6 research teams. He probably wouldn't be happy. He
12:38:23 7 might yell, but to just tell him that she doesn't
12:38:25 8 have the time to put into him -- to put into it.
12:38:27 9 To thank him and leave.

12:38:29 10 Q. Okay. And did you memorialize that
12:38:32 11 conversation anywhere?

12:38:33 12 A. Just when I tried to summarize events
12:38:37 13 for the purposes of this proceeding.

12:38:39 14 Q. Do you know when this meeting with
12:38:44 15 Ms. Tuhovak took place?

12:38:45 16 A. 2018-2019. The dates are there, I just
12:38:54 17 don't recall --

12:38:55 18 Q. Okay.

12:38:56 19 A. -- approximate dates.

20 The following was marked for Identification:

21 PLAINTIFF'S EXH. Calendar appointment with
22 37 Natassia Tuhovak, 3/13/18

23

12:39:03 1 **BY MS. NANAU:**

12:39:03 2 **Q.** So, Dr. Margulis, I show you what's
12:39:52 3 been marked as Plaintiff's 37. It's a document
12:39:55 4 with the Bates stamp Canisius 1106. This is a
12:40:04 5 document that reflects an appointment on your
12:40:08 6 calendar, correct?

12:40:10 7 **A.** Yes.

12:40:10 8 **Q.** And the date of this appointment is
12:40:16 9 March 12th, 2018, correct?

12:40:19 10 **A.** It says March 13th. Oh, it was sent on
12:40:24 11 the 12th, yes. The appointment is on the 13th.

12:40:27 12 **Q.** And the appointment is on March 13th,
12:40:30 13 correct? And the subject of the meeting is
12:40:33 14 Natassia Tuhovak, correct?

12:40:34 15 **A.** Yes.

12:40:34 16 **Q.** And under location, it says: Concerns,
12:40:38 17 correct?

12:40:39 18 **A.** Correct.

12:40:39 19 **Q.** And you prepared this calendar
12:40:48 20 appointment, correct?

12:40:50 21 **A.** Yes.

12:40:50 22 **MR. D'ANTONIO:** Objection to form.

12:40:52 23 **BY MS. NANAU:**

12:44:16 1 Q. Okay. Is there anything else that
12:44:23 2 Dr. Suchak told you about the sex survey in the Sex
12:44:29 3 Evolution and Behavior class taught by Dr. Noonan?

12:44:30 4 A. Not that I recall.

12:44:31 5 Q. What did Dr. Russell tell you about the
12:44:33 6 sex survey?

12:44:35 7 A. I don't think he told me anything about
12:44:39 8 it.

12:44:39 9 Q. Did you believe that Dr. Noonan's use
12:44:42 10 of a sex survey in Sex Evolution and Behavior as
12:44:48 11 described to you by [REDACTED] was appropriate?

12:44:53 12 A. I think it could've been done better.
12:44:56 13 But in the context of that class, it's a very
12:44:59 14 relevant topic of discussion.

12:45:01 15 Q. Can you tell me to me how a student's
12:45:05 16 sexual history is relevant?

12:45:06 17 A. From an evolutionary perspective, it's
12:45:09 18 important to consider not just how human sexual
12:45:12 19 behavior happens, but also put in the context of
12:45:13 20 non human species. And there are many parallels.
12:45:17 21 And it helps to highlight the biological basis of
12:45:22 22 certain behaviors.

12:45:23 23 Q. Are you aware that Dr. Noonan would

12:45:28 1 inform the students in the Sex Evolution and
12:45:32 2 Behavior class that rape is natural?

12:45:34 3 **MR. D'ANTONIO:** Objection to form.

12:45:38 4 **THE WITNESS:** Forced copulation is a not an
12:45:41 5 uncommon mating strategy amongst other species. It
12:45:46 6 would be fair to say that forced copulation in some
12:45:50 7 species is an adaptive strategy. The term "rape"
12:45:54 8 is a loaded term that I would not choose to use in
12:45:59 9 that context. But it's not inaccurate.

12:46:01 10 **BY MS. NANAU:**

12:46:01 11 **Q.** Okay. I -- I -- I understand your
12:46:03 12 position as an academician. But I'm wondering if
12:46:08 13 you could just answer my question, which is: Were
12:46:12 14 you aware that Dr. Noonan would say in the Sex
12:46:17 15 Evolution and Behavior class that rape is natural?

12:46:19 16 **MR. D'ANTONIO:** Objection to form. I think
12:46:20 17 she did answer your question, but you may answer.

12:46:23 18 **THE WITNESS:** I don't recall if any specific
12:46:25 19 student ever specifically said that.

12:46:25 20 **BY MS. NANAU:**

12:46:25 21 **Q.** You would agree with me that rape is a
12:46:26 22 loaded term and perhaps not appropriate to use in
12:46:31 23 that setting, correct?

12:46:31 1 **MR. D'ANTONIO:** Objection to form.

12:46:35 2 **THE WITNESS:** It's not inaccurate.

12:46:38 3 **BY MS. NANAU:**

12:46:38 4 **Q.** Okay. Do you think that it's
12:46:40 5 appropriate?

12:46:40 6 **A.** Would I chose to use that term? No.

12:46:44 7 **Q.** Okay.

12:46:44 8 **A.** But different instructors have
12:46:47 9 different teaching styles.

12:46:49 10 **Q.** And some teaching styles are more
12:46:52 11 problematic than others, correct?

12:46:54 12 **MR. D'ANTONIO:** Objection to form.

12:46:55 13 **THE WITNESS:** To some people; not to
12:46:57 14 everyone.

12:46:58 15 **BY MS. NANAU:**

12:46:58 16 **Q.** Okay. So it's your position that rape
12:47:00 17 is natural, that statement could be unobjectionable
12:47:04 18 to some people?

12:47:07 19 **MR. D'ANTONIO:** Objection to form.

12:47:08 20 **THE WITNESS:** I don't know the context in
12:47:09 21 which it was used. I don't know whether he was
12:47:12 22 referring to humans or non human.

12:47:16 23 **BY MS. NANAU:**

12:47:16 1 Q. Okay. So you think the context is
12:47:17 2 important in understanding whether the statement
12:47:18 3 "rape is natural" is appropriate in the classroom
12:47:20 4 setting?

12:47:21 5 MR. D'ANTONIO: Form.

12:47:23 6 THE WITNESS: I -- I really am not sure what
12:47:25 7 you're asking about this.

8 MS. NANAU: Can you repeat the question?
9 (The above-requested question was then read
12:47:49 10 by the reporter.)

12:47:49 11 THE WITNESS: I am not really sure how to
12:47:51 12 answer that.

12:47:56 13 BY MS. NANAU:

12:47:57 14 Q. Did you report [REDACTED] concerns
12:48:01 15 regarding Dr. Noonan's conduct in the Sex Evolution
12:48:08 16 and Behavior class to anyone at Canisius?

12:48:11 17 A. No.

12:48:11 18 Q. Why?

12:48:12 19 A. It was the context of a class.

12:48:14 20 Q. Yes.

12:48:14 21 A. And the context in which those
12:48:16 22 activities occurred was appropriate given the
12:48:20 23 class. It wasn't a calculus class. It was a class

1 **PLAINTIFF'S EXH.** Document entitled: Dr. Sue
2 **39** Margulis - Notes on issues
3 with M.N.

13:07:34

5 **BY MS. NANAU:**

13:11:32

6 **Q.** Dr. Margulis, you have reviewed now

13:11:34

7 Plaintiff's Exhibit 38, which has the Bates stamp

13:11:40

8 Canisius 1732, correct?

13:11:42

9 **A.** It says 39. Is that --

13:11:45

10 **Q.** Oh, is that 39? Okay. Thank you for

13:11:48

11 letting me know.

13:11:50

12 So the top of this document says: Dr. Sue

13:11:53

13 Margulis, notes on issue with M.N., 1/27/19,

13:11:58

14 correct?

13:11:58

15 **A.** Yes.

13:11:59

16 **Q.** Did you prepare this document on

13:12:02

17 January 27th, 2019?

13:12:03

18 **A.** Yes.

13:12:03

19 **Q.** And why did you prepare this?

13:12:06

20 **A.** I believe this was after [REDACTED]

13:12:09

21 [REDACTED] had come to see me. And I felt it was

13:12:14

22 important to try to summarize events that could

13:12:17

23 have led up to this issue.

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1120 Liberty Building

Buffalo, New York 14202 - (716) 853-5600

13:12:19 1 Q. Did anyone direct you to prepare this
13:12:22 2 document?

13:12:22 3 A. No.

13:12:22 4 Q. So is it fair to say that [REDACTED]
13:12:26 5 came to you before January 27th, 2019?

13:12:28 6 A. I'd have to check my calendar, but I
13:12:33 7 believe that is the case.

13:12:33 8 Q. So you made a calendar notation when
13:12:37 9 Ms. Robinson came to see you?

13:12:39 10 A. I might have. She was on my research
13:12:42 11 team, so she came in to see me often.

13:12:46 12 Q. Okay. Do you recall specifically
13:12:48 13 looking for a calendar appointment reflecting your
13:12:52 14 meeting with [REDACTED]

13:12:54 15 A. I would have sent all my calendar
13:12:57 16 information, yes.

13:12:58 17 Q. Okay. With regard to the second point,
13:13:11 18 the first sentence is: Fall '18, student came to
13:13:17 19 talk to me about things going on in Sex Evolution
13:13:22 20 and Behavior. He often does an anonymous survey
13:13:26 21 about sexual partners. Apparently, he excludes
13:13:32 22 LGBTQ students from survey summaries.

13:13:37 23 Did I read that correctly?

13:13:39 1 **A.** Yes.

13:13:39 2 **Q.** This point, the second one, reflects
13:13:42 3 your conversation with [REDACTED] which we've
13:13:45 4 already discussed, correct?

13:13:47 5 **A.** Yes.

13:13:48 6 **Q.** Okay. Then, the third point is:
13:13:52 7 January '19, Project Tiger trip to India. Note
13:13:57 8 that six students were only asked to pay \$2,000 for
13:14:02 9 this trip; and two students, film crew, 1,000 each.
13:14:07 10 That is students contributed \$14,000 for a trip
13:14:12 11 whose total cost approached \$50,000.

13:14:17 12 These students are to some extent
13:14:22 13 indebted -- which is in quotes. Now, Noonan owns
13:14:27 14 them -- and owns is in quotes. So whatever
13:14:31 15 additional work on time he asks for --

13:14:33 16 **MR. D'ANTONIO:** Or time.

17 **BY MS. NANAU:**

13:14:33 18 **Q.** -- work or time -- thank you -- he asks
13:14:35 19 for, they are obligated to provide. His behavior
13:14:40 20 in India was concerning based on conversation with
13:14:43 21 one student. He was agitated and hostile to the
13:14:50 22 students and to the local staff.

13:14:52 23 He expressed concern about his own health.

13:14:56 1 Sometimes, indicating he felt faint and generally
13:15:01 2 did not eat during the trip. The wildlife was
13:15:05 3 great, but Noonan was difficult is something I've
13:15:08 4 heard from several students. He apparently made
13:15:12 5 more than one student cry.

13:15:14 6 Did I read that correctly?

13:15:15 7 A. Yes.

13:15:15 8 Q. Is this third point reflecting your
13:15:21 9 conversation with [REDACTED] which we've already
13:15:25 10 discussed?

13:15:25 11 A. Yes.

13:15:25 12 Q. The wildlife was great, but Noonan was
13:15:29 13 difficult is something I've heard from several
13:15:31 14 students. Who are the other students you heard
13:15:34 15 that from?

13:15:34 16 A. I don't recall. And it relates to
13:15:38 17 multiple trips, I think.

13:15:39 18 Q. When a student would make that kind of
13:15:45 19 comment to you about Dr. Noonan on a trip, would
13:15:48 20 you engage with them to understand what they were
13:15:51 21 talking about?

13:15:51 22 A. If they were open to discussion, I'd
13:15:55 23 say, so, you know, what was going on?

13:18:30 1 yelling and hostility.

13:18:32 2 Did I read that correctly?

13:18:34 3 **A.** Yes.

13:18:34 4 **Q.** What does hearsay mean in this context?
13:18:37 5 What are you trying to convey?

13:18:39 6 **A.** The student never came and talked to me
13:18:42 7 about what happened. I think one of the other
13:18:44 8 students on the research team might have said, oh,
13:18:48 9 yeah; I heard that he yelled, but I don't recall.

13:18:50 10 **Q.** So someone -- so another student other
13:18:51 11 than Natassia Tuhovak told you that Dr. Noonan
13:18:56 12 yelled at Natassia Tuhovak when she said she didn't
13:18:59 13 want to be on his research team anymore?

13:18:59 14 **A.** That is correct. However, she never
13:19:03 15 left his research team.

13:19:06 16 **Q.** Okay. What is the point that you
13:19:09 17 wanted to make with that statement?

13:19:13 18 **MR. D'ANTONIO:** Other than what she just
13:19:16 19 said?

13:19:16 20 **MS. NANAU:** Yes. I want to know --

13:19:16 21 **THE WITNESS:** She never left the research
13:19:19 22 team even though I advised her to do so.

13:19:21 23 **BY MS. NANAU:**

13:19:21 1 Q. Okay. Did she suggest to you that if
13:19:23 2 she left Dr. Noonan's research team, then she would
13:19:24 3 have to give up the opportunity to research?

13:19:29 4 A. That didn't come up. Research was not
13:19:31 5 very important given her career path.

13:19:34 6 Q. Well, how do you know that? Is that
13:19:37 7 what Natassia Tuhovak told you?

13:19:38 8 A. Well, she was prelaw.

13:19:40 9 Q. Okay. But is that what Natassia
13:19:44 10 Tuhovak told you --

11 A. No.

13:19:44 12 Q. -- was her opinion?

13:19:45 13 A. No.

13:19:46 14 Q. Okay. That's your opinion?

13:19:47 15 A. That's my opinion.

13:19:49 16 Q. Okay. Natassia never told you that she
13:19:52 17 didn't want to complete the research, correct?

13:19:54 18 A. She said she wanted to leave the
13:19:57 19 research team.

13:19:58 20 Q. She wanted to go to someone else,
13:20:00 21 correct?

13:20:00 22 A. I don't recall if she said that.

13:20:03 23 Q. Okay. The fifth point is: Other, not

13:48:09 1 Q. Okay. Do you believe that these notes
13:48:14 2 accurately reflect your meeting with
13:48:18 3 Ms. Walleshauser on February 12th, 2019?

13:48:20 4 A. Yes.

13:48:21 5 Q. Okay. So during that meeting, you
13:48:25 6 advised Ms. Walleshauser that students are going to
13:48:31 7 the news?

13:48:31 8 A. I don't recall, but I assume if that's
13:48:34 9 written there, that I probably did.

13:48:35 10 Q. Okay. Do you recall how you -- you
13:48:38 11 know, what the basis for this statement is?

13:48:41 12 A. Probably [REDACTED] told me.

13:48:43 13 Q. Abby told you that the students who
13:48:47 14 complained were thinking about going to the press?

13:48:50 15 A. Yes.

13:48:51 16 Q. What was the context of that
13:48:53 17 conversation? What did [REDACTED] tell you about why the
13:48:56 18 students were going to go to the press?

13:48:58 19 A. I don't recall.

13:48:59 20 Q. Okay. Were you concerned about that?

13:49:01 21 A. Somewhat, yes.

13:49:02 22 Q. Is that why you related it to
13:49:05 23 Ms. Walleshauser?

13:49:05 1 **MR. D'ANTONIO:** Objection to form.

13:49:07 2 **THE WITNESS:** I don't recall.

13:49:08 3 **BY MS. NANAU:**

13:49:08 4 **Q.** Okay. Is it true that you also told
13:49:11 5 Ms. Walleshauser than Dr. Noonan has very few
13:49:14 6 advisees?

13:49:15 7 **A.** Apparently, yes.

13:49:16 8 **Q.** Do you recall that independent of this
13:49:18 9 document?

13:49:19 10 **A.** I would have to look at the number of
13:49:22 11 advisees we assign.

13:49:23 12 **Q.** You don't recall today?

13:49:26 13 **A.** No.

13:49:28 14 **Q.** Is it true that you told
13:49:30 15 Ms. Walleshauser that you had noticed a change in
13:49:33 16 Dr. Noonan's behavior?

13:49:34 17 **A.** Yes.

13:49:34 18 **Q.** And do you recall what you told her
13:49:38 19 today?

13:49:39 20 **A.** It was -- if I could guess what I told
13:49:44 21 her, it's that --

13:49:44 22 **MR. D'ANTONIO:** Don't guess.

23 **BY MS. NANAU:**